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BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Pacific Gas and Electric Company for Compliance Review of Utility Owned Generation Operations, Electric Energy Resource Recovery Account Entries, Contract Administration, Economic Dispatch of Electric Resources, Utility Owned Generation Fuel Procurement, Diablo Canyon Seismic Studies Balancing Account, and Other Activities for the Period January 1 through December 31, 2015 (U39E).

Application 16-02-019
(Filed February 29, 2016)

**E-MAIL RULING DENYING CALIFORNIANS FOR GREEN NUCLEAR
POWER'S MOTION FOR PARTY STATUS**

Dated August 1, 2016, at San Francisco, California.

/s/ KELLY A. HYMES

Kelly A. Hymes
Administrative Law Judge

From: Hymes, Kelly A.

Sent: Monday, August 01, 2016 10:54 AM

To: fadia.khoury@sce.com; Zhang, Zhen; DHuard@manatt.com; crmd@pge.com; John@DicksonGeesman.com; David@a4nr.org; mrh2@pge.com; wmc@a-klaw.com; Rochelle@a4nr.org; regrelcpuccases@pge.com; mrw@mrwassoc.com; CPUCdockets@eq-research.com; Russell.Archer@SCE.com; Case.admin@sce.com; KGill@SempraUtilities.com; liaison@CGNP.org; jwwd@pge.com; LEA6@pge.com; TAJ8@pge.com; DMarquez@manatt.com; LMckenna@manatt.com; cem@newsdata.com; cpuccases@pge.com; cmkehrein@ems-ca.com; abb@eslawfirm.com; atrowbridge@daycartermurphy.com; Osman, Ayat; Lui, Brian; Choe, Candace; Hymes, Kelly A.; Martin, Laura A.; Halperin, Mea; Weaver, Monica; Lasko, Yakov; Shmidt, Yuliya

Cc: ALJ_Support ID; ALJ Docket Office; ALJ Process

Subject: A1602019 Email Ruling Denying CGNP Motion for Party Status

This Email Ruling denies the motion for party status in Application (A.)16-02-019 filed by Californians for Green Nuclear Power (CGNP). As described below, CGNP's stated legal contentions are not within the scope of this proceeding as set forth in the June 16, 2016 Scoping Memo and Ruling of Assigned Commissioner (Scoping Memo).

On July 15, 2016, CGNP filed a motion requesting party status in A.16-02-019. CGNP states that it is a not-for-profit educational organization recognized by the Internal Revenue Service under section 501(c)(3). CGNP explains that its members include scientists and engineers who stand by the belief that the most cost-effective way to fight global warming in California is to substitute clean nuclear power for the burning of fossil-fuels. Contending that the Diablo Canyon Power Plant will be paid for in 2025, thus offering ratepayer benefits, CGNP argues that closing down Diablo Canyon would move California energy policy in the wrong direction.

Commission Rules of Practice and Procedure, Rule 1.4(b) requires that a person seeking party status by motion fully disclose the persons or entities in whose behalf the filing is made, the interest of such entities, and the factual and legal contentions that the entity intends to make.

In compliance with Rule 1.4(b), CGNP describes itself, its interests, and provides several factual contentions. However, the contentions that CGNP makes are not within the scope of this proceeding, as established in the Scoping Memo. The question of whether Diablo Canyon should continue to operate is not an issue in this Energy Resource Recovery Account (ERRA) compliance proceeding. The only issue in this proceeding related to Diablo Canyon is whether the costs incurred and recorded in the Diablo Canyon Balancing account are

reasonable. Hence, CGNP's request for party status is not reasonable and is, therefore, denied.

IT IS RULED that the motion of Californians for Green Nuclear Power requesting party status in Application 16-02-016 is denied.

The Docket Office shall formally file this Email Ruling.

Kelly A. Hymes
Administrative Law Judge
Alternative Dispute Resolution Coordinator
California Public Utilities Commission
505 Van Ness Avenue, Room 5111
San Francisco, CA 94102
(415) 703-5132
kelly.hymes@cpuc.ca.gov